

LEVINE LEE LLP

NEW YORK

1500 Broadway, Suite 2501
New York, New York 10036
212 223 4400 main
www.levinelee.com

Seth L. Levine
212 257 4040 direct
slevine@levinelee.com

September 16, 2022

VIA ECF

The Honorable Brian M. Cogan
United States District Judge – Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *United States v. Nordlicht, et al.*, 16-cr-00640

Dear Judge Cogan:

We write on behalf of Defendant Daniel Small to respectfully request a further modification to the briefing schedule for Mr. Small's post-trial motions. The current schedule calls for Mr. Small's supporting brief(s) to be filed on September 19, 2022; the Government's opposition brief(s) to be filed on October 19, 2022; and Mr. Small's reply brief(s) to be filed on November 2, 2022. (See Sept. 7, 2022 Text-Only Order.) Due to certain scheduling issues, Mr. Small requests one final extension of his time to file his opening papers. Mr. Small proposes the following modified schedule, which the Government consents to:

- September 23, 2022: Mr. Small's supporting brief(s) due;
- October 24, 2022: Government's opposition brief(s) due; and
- November 7, 2022: Mr. Small's reply brief(s) due.¹

We appreciate the Court's consideration of this request.

Respectfully submitted,

/s/ Seth L. Levine
Seth L. Levine
Paul A. Murphy
Alison M. Bonelli

cc: All Counsel of Record (via ECF)

¹ Mr. Small reserves the right to seek additional time to file his reply papers, if necessary.